

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/528,577
Filing Date	March 21, 2005
First Named Inventor	Ulrich SPECK et al.
Art Unit	3763
Examiner Name	Laura A. Bouchelle
Attorney Docket Number	WEICKM-0044

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
	A1	4,502,159	03-05-85	Woodroof et al.	
	A2	4,950,256	08-21-1990	Luther et al.	
	A3	6,284,624	07-24-2011	Desmond et al.	
	A4	6,369,039	04-09-2002	Palasis et al.	
	A5	6,419,692	07-16-2002	Yang et al.	
	A6	7,611,532	11-03-2009	Bates et al.	
	A7	7,750,041	07-06-2010	Speck et al.	
	A8	7,811,622	10-12-2010	Bates et al.	
	A9	2007/0128118	06-07-2007	Yu et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
		Country Code ⁴ - Number ⁵ - Kind Code ⁶ (if known)				
	B1	DE 44 35 852	04-11-1996	Stemberger		C24
	B2	DE 195 14 104	11-28-1996	Haft		C25
	B3	DE 69925936	06-08-2000	Palasis et al.		C26
	B4	EP 0 551 182	07-14-1993	Morris et al.		C27
	B5	WO 96/20718	07-11-1996	Hart et al.		
	B6	WO 96/25282	06-22-1996	Kaufmann et al.		C28

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
	C1	BAUMBACH ET AL., "Local Drug Delivery: Impact of Pressure, Substance Characteristics and Stenting on Drug Transfers into the Arterial Wall," Catheterization and Cardiovascular Interventions, Wiley-Liss, Inc., 1999, Vol. 47, pp. 102-106	
	C2	Series of extracts from the UK Trademarks Register, April 29, 2008	
	C3	IUPAC, Compendium of Chemical Terminology (1987)	
	C4	Table of General Chemical Information, October 12, 2009	
Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/528,577
Filing Date	March 21, 2005
First Named Inventor	Ulrich SPECK et al.
Art Unit	3763
Examiner Name	Laura A. Bouchelle
Attorney Docket Number	WEICKM-0044

Sheet 2 of 3

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	C5	Product information DIOR balloon catheter of Eurocor GmbH, October 1, 2008	
	C6	KALBITZ et al., "Modulation der Wirkstoffpenetration in die Haut," Pharmazie, 1996, Vol. 51, pp. 619-637	
	C7	P. MACKE CONSIGNY et al., "Local Delivery of an antiproliferative drug with use of hydrogel-coated angioplasty balloons," J. Vasc. Interv. Radiol., 1994, Vol. 5, pp. 553-560	
	C8	DRACHMANN et al., "Neointimal thickening after stent delivery of paclitaxel: Change in composition and arrest of growth over six month," J. Am. Coll. Cardiol., 2000, Vol. 35, pp. 2325-2332	
	C9	Abstracts From the 70 th Scientific Sessions, Circulation, October 21, 1997, 96 Suppl. 1: 1-288	
	C10	VAN BELLE, E. ET AL., "Passivation of metallic stents after arterial gene transfer of pHVEGF165 inhibits thrombus formation and intimal thickening," J. Am. Coll. Cardiol., 1997, Vol. 29, pp. 1371-1379	
	C11	Versuchsbeschreibungen (D44) ("Description of experiments"), July 9, 2010	
	C12	Affidavit (D46), July 9, 2010	
	C13	Final Report Study ACL435-43 (D47), May 14, 2009	
	C14	Summary Data Biotronik SE & Co. KG (D48), July 9, 2010	
	C15	Submission BpatG (Ceramide Balloon Catheter) MLA HLA (D49), July 9, 2010	
	C16	German Translation of "Gericht zu's Gravenhage, 245392/HA ZA 05-2016 (D49A)	
	C17	Press release of 17 January 2007 regarding patent infringement suit (D49C)	
	C18	MORTIMER, C. ET AL., Basiswissen Chemie (excerpt) (1987) (D50)	
Examiner Signature			Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

3

of

3

Complete if Known

Application Number	10/528,577
Filing Date	March 21, 2005
First Named Inventor	Ulrich SPECK et al.
Art Unit	3763
Examiner Name	Laura A. Bouchelle
Attorney Docket Number	WEICKM-0044

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	C19	Summons to attend Oral Proceedings dated June 4, 2010 (D51)	
	C20	GERSHLICK ET AL., "Inhibition of Restenosis with a Paclitaxel-Eluting, Polymer-Free Coronary Stent: The European evaluation of paclitaxel Eluting Stent (ELUTES) Trail," Circulation, 2004, Vol. 109, pp. 487-493	
	C21	INDOLFI ET AL., "Smooth Muscle Cell Proliferation Is Proportional to the Degree of Balloon Injury in a Rat Model of Angioplasty," Circulation, 1995, Vol. 92, pp. 1230-1235	
	C22	MANDERSON ET AL., "Balloon Catheter Injury to Rabbit Carotid Artery. I. Changes in smooth muscle phenotype," Arteriosclerosis, 1989, Vol. 9, pp. 259	
	C23	Data Supplement to R. Charles et al., Circulation Research, 2000, Vol. 87, pp. 282	
	C24	STEMBERGER, AXEL DR., "Coating for bio-material to be used e.g. as sutures," Retrieved from Espacenet on November 19, 2010; English Abstract of DE 4435652	
	C25	STEMBERGER, AXEL DR., "Coating for bio-material insertable into the bloodstream or tissue of the human body," Retrieved from Espacenet on November 19, 2010; English Abstract of DE 19514104	
	C26	STEMBERGER, AXEL DR., "High efficiency local drug delivery," Retrieved from Espacenet on November 19, 2010; English Abstract of DE 69925936	
	C27	MORRIS, R. E. ET AL., "Method of treating hyperproliferative vascular disease using rapamycin, eventually in combination with mycophenolic acid," Retrieved from Espacenet on November 19, 2010; English Abstract of EP0551182	
	C28	KAUFMANN, G. ET AL., "Process for producing a plastic cladding component and cladding component produced especially by said process," Retrieved from Espacenet on November 19, 2010; English Abstract of WO962562	
Examiner Signature	/Laura Bouchelle/		Date Considered 12/02/2010

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.